

VIRGINIA ALCOHOLIC BEVERAGE CONTROL
BUREAU OF LAW ENFORCEMENT



QUARTERLY REPORT

1st Quarter - 2022
January 1st through March 31st

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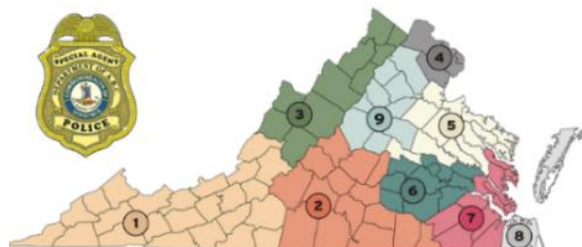
Executive Summary

The Governor's Expert Panel gave clear directions on the content of this quarterly report. This report follows those basic guidelines. Listed below is a synopsis of the data reported in each of those areas:

1. **Criminal Violations** – There were four charges placed this quarter with 1 (25%) charge related to alcohol violations. Last quarter there were no charges placed with no (0%) charges being alcohol related. Arrests are up by a count of 4 compared to the previous quarter.
2. **Regulatory violations** – This quarter saw a 21% increase in violations brought to hearings and a 79% decrease in written warnings when compared to 4Q 2021. There was a 47% decrease in regulatory charges adjudicated in hearings with 111 in 4Q 2021 and 59 in 1Q 2022.
3. **Field Contacts** – There were no field contacts made this quarter.
4. **Planned Operations** – There were three planned operations this quarter and one in the fourth quarter of 2021.
5. **Use of Force Reports** – There were no reported Use of Force incidents this quarter.
6. **Internal Investigations** – There are currently seven open Internal Investigations. There were no informal complaints assigned to the field.
7. **License Activity** – Retail approvals are down 7% for the first quarter of 2022 compared to the previous quarter. Retail license approvals are down 3% when compared to the first quarter of 2021. Banquet license approvals show a 59% increase when compared to the previous quarter and a 979% increase when compared to the first quarter of 2021.
8. **Inspections/Observations** – Inspections showed a decrease of 47% when comparing first quarter of 2022 to fourth quarter of 2021, and a 59% decrease when compared to the first quarter of 2021. Observations are down 10% when comparing first quarter 2022 to the previous quarter.
9. **Underage Buyer** - No UAB alcohol checks or tobacco checks were completed this quarter.
10. **Training and Community Outreach** – ABC presented over 848 hours of training to law enforcement, licensees and the general public this quarter. There were 939 hours of training received by ABC agents. These agents also attended over 807 hours of community outreach meetings.
11. **Accreditation** – Re-accreditation for VA ABC was accomplished on January 9th, 2021. A 2nd reaccreditation term began on November 1st, 2019 and will end on January 31st, 2023. All 190 standards have completed or in progress proofs for the quarter.

Most of the above data will be broken down by region. The map below outlines Virginia by region:

Region 1-Roanoke, Region 2-Lynchburg, Region 3-Stauanton, Region 4-Alexandria, Region 5-Fredricksburg, Region 6-Richmond, Region 7-Hampton,
Region 8-Chesapeake, Region 9-Charlottesville



Arrests

Criminal Charges

This table reflects the total and type of criminal charges that were placed by ABC enforcement personnel between January 1st through March 31st (first quarter 2022), and totals for the year.

ARREST CHARGES 2021													
CHARGE	REGION – Q1										YTD 2022		
	1	2	3	4	5	6	7	8	9	Compl.		Total	
Alcohol Related Charges <i>*See Chart Below for Individual Charges</i>	0	0	1	0	0	0	0	0	0	0	0	1	1
Assault	0	0	0	0	0	0	0	0	0	0	0	0	0
Larceny	0	0	0	0	0	0	0	0	0	0	0	0	0
Shoplifting	0	0	0	0	0	1	0	0	0	0	0	1	1
Fraud / Forgery	0	0	0	0	0	0	0	0	0	0	0	0	0
Traffic Violations	0	0	0	0	0	0	0	0	0	0	0	0	0
Contribute to the Delinquency of Minor	0	0	0	0	0	0	0	0	0	0	0	0	0
Embezzlement	0	0	0	0	0	0	0	0	2	0	2	2	2
Firearms Violations	0	0	0	0	0	0	0	0	0	0	0	0	0
Tobacco Violations	0	0	0	0	0	0	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0	0	0	0	0	0	0
TOTAL	0	0	1	0	0	1	0	0	2	0	4	4	4

** The charges of larceny, shoplifting, embezzlement and fraud are primarily related to our retail stores.*

*4.1 ALCOHOL RELATED CHARGES	REGION – Q1										YTD 2022		
	1	2	3	4	5	6	7	8	9	Compl.		Total	
Sale of Alcoholic Beverage -Underage	0	0	0	0	0	0	0	0	0	0	0	0	0
Unlicensed Distilling Apparatus	0	0	0	0	0	0	0	0	0	0	0	0	0
Illegal Sale of Alcohol	0	0	1	0	0	0	0	0	0	0	0	1	1
Possess Illegally acquired Alcohol	0	0	0	0	0	0	0	0	0	0	0	0	0
Illegal Manufacture of Alcohol	0	0	0	0	0	0	0	0	0	0	0	0	0
Aid and Abet Alcohol Law Violations	0	0	0	0	0	0	0	0	0	0	0	0	0
Maintain Common Nuisance	0	0	0	0	0	0	0	0	0	0	0	0	0
Drinking in Public	0	0	0	0	0	0	0	0	0	0	0	0	0
Use False ID to purchase	0	0	0	0	0	0	0	0	0	0	0	0	0
Underage purchase of Alcohol	0	0	0	0	0	0	0	0	0	0	0	0	0
TOTAL	0	0	1	0	0	0	0	0	0	0	1	1	1

Arrests by Region

This table breaks down the total criminal arrests by region where the offense took place, comparing the percentage change from arrests in the fourth quarter of 2021 to arrests in the first quarter of 2022 and total for the year.

Note: These are arrest figures involving the three types of reportable arrests; In-custody, Released on a Summons and Warrant. These numbers may differ from the number of charges placed by ABC Enforcement.

ARRESTS BY REGION				
REGION	4Q 2021 Arrests	1Q 2022 Arrests	% Change	YTD 2022
Region 1 - ROANOKE	0	0	0%	0
Region 2 - LYNCHBURG	0	0	0%	0
Region 3 - STAUNTON	0	1	100%	1
Region 4 - ALEXANDRIA	0	0	0%	0
Region 5 - FREDERICKSBURG	0	0	0%	0
Region 6 - RICHMOND	0	1	100%	1
Region 7 - HAMPTON	0	0	0%	0
Region 8 - CHESAPEAKE	0	0	0%	0
Region 9 - CHARLOTTESVILLE	0	2	200%	2
Compliance	0	0	0%	0
TOTAL	0	4	400%	4

Arrest by Type and Race

This table reflects the race of arrested individuals in the first quarter of 2022. The data is broken down into the three types of arrests (On-View - Taken into Custody, Released on a Summons and Warrant - Taken Into Custody)

ARRESTS BY TYPE AND RACE				
1Q - 2022				
Race	On-View	Summons	In-Custody	Total
White	0	0	2	2
Black	0	1	1	2
Hispanic	0	0	0	0
Asian	0	0	0	0
Middle Easter	0	0	0	0
Indian	0	0	0	0
Unknown	0	0	0	0
Total	0	1	3	4

Arrest by Age and Gender

This table reflects a breakdown by gender and age of all adults that have been arrested in the first quarter of 2022. This includes all types of arrests - (in-custody, released on summons and warrant).

ARREST BY GENDER AND AGE – 1Q - 2022													
Gender	Juvenile	18-20	21-24	25 -29	30-34	35 -39	40 -44	45 -49	50 -54	55 -59	60 -64	65 & Over	Total
Male	0	0	1	0	0	0	0	1	0	0	0	0	2
Female	0	0	1	0	0	0	1	0	0	0	0	0	2
TOTAL	0	0	2	0	0	0	1	1	0	0	0	0	4

Regulatory Violations

A large portion of the work performed by Virginia ABC Special Agents involves the enforcement of rules and regulations applicable to ABC licensees. Violations can be dealt with by issuing a written warning or by presenting a violation case to the ABC Hearings Division. These violations can be punishable by fines, suspension, or revocation of the ABC license.

Regulatory Charges Placed by Region

This table represents the total number of regulatory actions that were placed by enforcement personnel in the first quarter of 2022. Violations were routed to the hearings division for later adjudication while warnings were noted in the licensee file.

REGULATORY CHARGES PLACED - BY REGION*				
REGION	1Q		YTD 2022	
	# Hearing Violations	# Written Warnings	# Hearing Violations	# Written Warnings
Region 1 - ROANOKE	6	4	6	4
Region 2 - LYNCHBURG	3	10	3	10
Region 3 - STAUNTON	6	8	6	8
Region 4 - ALEXANDRIA	2	33	2	33
Region 5 - FREDERICKSBURG	7	6	7	6
Region 6 - RICHMOND	22	11	22	11
Region 7 - HAMPTON	2	21	2	21
Region 8 - CHESAPEAKE	12	8	12	8
Region 9 - CHARLOTTESVILLE	1	5	1	5
Compliance	2	4	2	4
License Records Management**	0	4	0	4
Total	63	114	63	114

*Count of individual charges

**License Records Management consists of system-generated warnings for late MBAR violations.

Regulatory Charges Adjudicated in Hearings

This table represents the total number and type of charges that were adjudicated by the ABC hearings division in this quarter as a result of the regulatory charges previously placed by ABC agents.

REGULATORY CHARGES ADJUDICATED IN HEARINGS DIVISION 1Q-2022											
CHARGES	REGIONS										TOTAL
	1	2	3	4	5	6	7	8	9	Comp	
UAB	1	0	0	0	1	0	2	0	0	0	4
FAIL TO SUBMIT MBAR	1	0	0	0	0	2	0	1	0	0	4
MBAR VIOLATIONS	0	1	0	0	0	0	0	0	0	0	1
BAD CHECKS	0	0	0	2	0	9	0	0	0	0	11
FAILED TO COMPLY WITH REGULATIONS	0	0	0	0	0	1	0	2	0	0	3
UNAUTHORIZED ALCOHOL	1	0	0	4	0	1	0	1	0	0	7
PUBLIC SAFETY	3	0	0	1	0	0	0	5	0	0	9
EMPLOYEE WITH CRIMINAL BACKGROUND	0	0	0	0	0	0	0	0	0	0	0
CONSUMPTION BY LICENSEE/EMPLOYEE ON DUTY	1	0	0	0	0	0	0	0	0	0	1
ESTABLISHMENT SO LOCATED	0	0	0	0	0	0	0	0	0	0	0
CAUSE EXISTS	1	0	0	0	0	0	0	1	0	0	2
FAIL TO COMPLY WITH WHOLESALER REGULATIONS	0	0	0	1	0	1	0	0	0	10	12
FAILS TO QUALIFY/FINANCIAL RESPONSIBILITY	0	0	0	2	0	1	0	0	0	0	3
MANAGER NOT ON DUTY or NOT POSTED	0	0	0	0	0	0	0	0	0	0	0
SALE TO INTOXICATED	0	0	0	0	0	0	0	0	0	0	0
DELINQUENT	0	0	0	0	0	0	0	0	0	0	0
APPLICANT MISREPRESENTED/FALSE INFO	0	0	0	0	0	0	0	0	0	0	0
LOAN OR GIFT	0	0	0	0	0	0	0	0	0	0	0
OTHER	0	0	0	0	0	1	0	1	0	0	2
Sub Totals	8	1	0	10	1	16	2	11	0	10	59

Field Contacts

A field contact is when an agent engages a citizen and conducts a brief interview. When an arrest does not occur as a result of a field interview, agents report the stop in a “Field Contact” report. This report documents the reason for the stop as well as identifying information about the individual. Scrutiny of these types of encounters enables law enforcement executives as well as citizens to monitor police/citizen interactions to guard against biased-based policing practices.

FIELD CONTACTS BY REGION WITH DEMOGRAPHICS - 1Q 2022											
REGION	White		Black		Hispanic		Asian		Middle Eastern		Total
	M	F	M	F	M	F	M	F	M	F	
Region 1 - ROANOKE	0	0	0	0	0	0	0	0	0	0	0
Region 2 - LYNCHBURG	0	0	0	0	0	0	0	0	0	0	0
Region 3 - STAUNTON	0	0	0	0	0	0	0	0	0	0	0
Region 4 - ALEXANDRIA	0	0	0	0	0	0	0	0	0	0	0
Region 5 - FREDERICKSBURG	0	0	0	0	0	0	0	0	0	0	0
Region 6 - RICHMOND	0	0	0	0	0	0	0	0	0	0	0
Region 7 - HAMPTON	0	0	0	0	0	0	0	0	0	0	0
Region 8 - CHESAPEAKE	0	0	0	0	0	0	0	0	0	0	0
Region 9 - CHARLOTTESVILLE	0	0	0	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	0	0	0	0	0	0

Planned Operations Executed

An “Operational Plan” is submitted for all structured, pre-planned operations/observations for which enforcement action is anticipated, (i.e.: any undercover operation, most search warrant executions, and any enforcement operation involving five (5) or more sworn personnel).

This table is a summary of the planned operations that took place in first quarter of 2022. No planned operations conducted by ABC Enforcement in this quarter were in conjunction with other Law Enforcement Agencies.

OPERATIONAL PLANS JAN - MAR 2022					
DATE	REGION	TYPE	TOTAL STAFFING	ASST. OTHER LE	AGENCY ASSISTED
1/27/2022	Chesapeake	Observation	1 ASAC/ 7 SA	N/A	N/A
3/24/2022	Chesapeake	Search Warrant	2 DC/2 SAC/3 SA	N/A	N/A
3/26/2022	Richmond	Compliance Operation	1 ASAC/2 SA	N/A	N/A

SAC – Special Agent in Charge
 ASAC – Assistant Special Agent in Charge
 SSA – Senior Special Agent
 SA – Special Agent

Use of Force Incidents

The Bureau considers any amount of effort required by an agent to compel compliance by an unwilling subject that exceeds normal restraint or handcuffing to be a “Use of Force”; which requires a supervisor be notified and a Use of Force report completed.

USE OF FORCE INCIDENTS - REPORTED 1Q – 2022											
General Information			Agent Information					Offender Information			
Date	Type of Force	Level of Resistance	Region	Race	Sex	Age	Injury	Race	Sex	Age	Injury
NO USE OF FORCE INCIDENTS REPORTS FOR THIS QUARTER											

Internal Investigations

Any complaint alleging improper action or improper conduct by an employee, if job-related or in violation of the Standards of Conduct, other policies of the Bureau, Department of Human Resource Management, the ABC Policy and Procedures Manual, or criminal law, will generate an administrative internal investigation. There are two types of internal investigations that are conducted by the Bureau; Formal and Informal (the difference is explained below). Both types of investigations are documented and reported through the chain of command.

Formal Complaint(s)

Formal complaints involve allegations that are investigated by trained Internal Affairs investigators and, if substantiated, can lead to formal and significant disciplinary action.

Active Formal Complaints								
Date Received	FILE#	REGION	ALLEGATION(S)	Date Assigned	Date Due	Status	Date Completed	Disposition
3/28/2021	21-02	Alexandria	Fact Finding	3/29/2021	5/31/2021	Pending		No Disposition
9/13/2021	21-04	Lynchburg	Fact Finding	9/13/2021	10/28/2021	Pending		No Disposition
10/20/2021	21-05	Staunton	Fact Finding	10/20/2021	12/4/2021	Pending		No Disposition
11/29/2021	21-06	Alexandria	Fact Finding	12/3/2021	1/17/2022	Pending		No Disposition
1/28/2022	22-01	Chesapeake	Fact Finding	1/28/2022	3/14/2022	Pending		No Disposition
1/28/2022	22-02	Chesapeake	Improper Conduct	2/22/2022	4/8/2022	Pending		No Disposition
2/22/2022	22-03	Hampton	Fact Finding	3/1/2022	4/15/2022	Pending		No Disposition

Informal Complaint(s)

Informal complaints are minor allegations of infractions investigated by mid-level regional supervisors and the complainant is satisfied with the resolution offered and only wishes the matter to be handled informally by the supervisor.

INFORMAL COMPLAINT(S)						
Date Received	Date Assigned	FILE#	REGION	ALLEGATION(S)	Date Closed	Disposition
NO INFORMAL COMPLAINTS FOR THIS QUARTER						

License Activity Totals

A significant amount of an agent’s time is committed to the approval process of both retail and “one day” banquet licenses. This process involves background investigations, venue/establishment inspections and training.

Retail License Approvals

Retail Application approvals, sometimes tied to economic conditions, decreased 7% for the first quarter of 2022 when compared to the previous quarter. In 1Q of 2021 there were 466 retail license approvals compared to 450 in 1Q of 2022 reflecting a 3% decrease in approvals.

APPROVED RETAIL LICENSES											
2Q 2021			3Q 2021			4Q 2021			1Q 2022		
APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR
164	139	152	146	181	190	205	123	155	82	195	173
455			517			483			450		

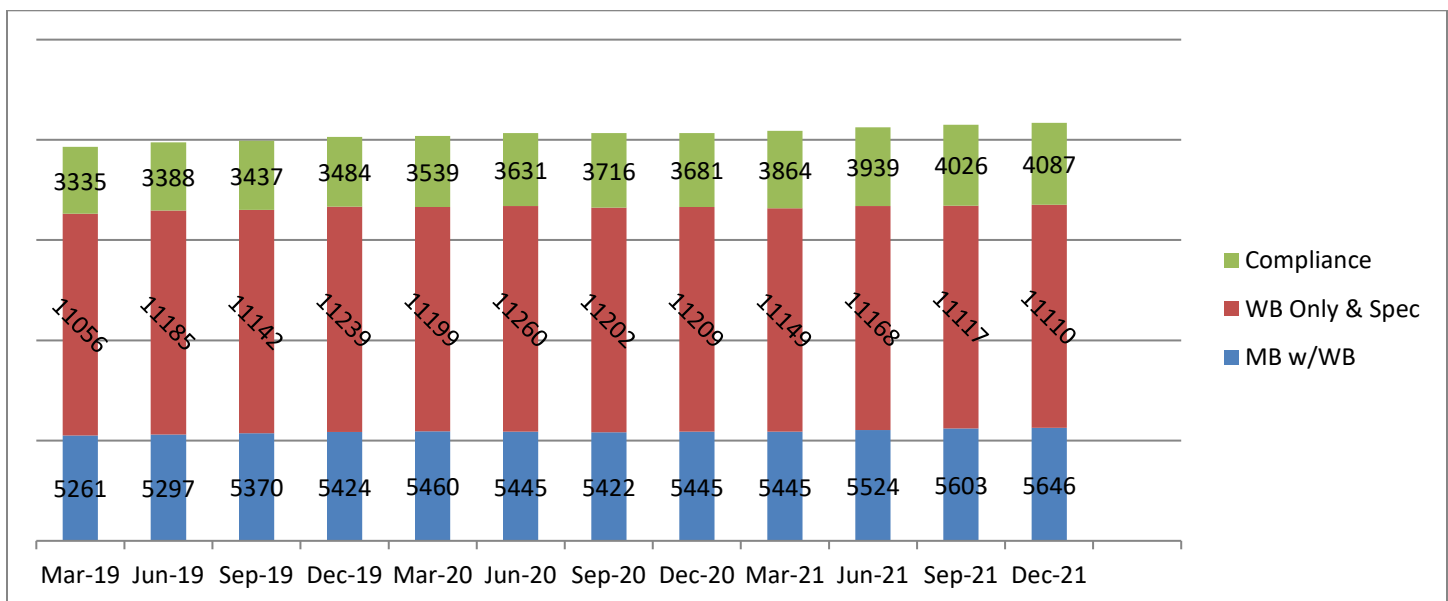
Banquet Licenses Approvals

Banquet License approvals, which follow seasonal trends, increased 37% in the first quarter when compared to the previous quarter. In 1Q of 2021 there were 358 banquet license approvals compared to 3863 in 1Q of 2022 reflecting a 91% increase in activity compared to the first quarter of last year.

APPROVED BANQUET LICENSES											
2Q 2021			3Q 2021			4Q 2021			1Q 2022		
APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR
672	753	1083	1174	1383	1476	1126	707	593	715	1201	1947
2508			4033			2426			3863		

Total Retail Licenses

Total Retail Licenses in the state has shown steady incremental growth.



Inspections / Observations

Licensee Inspections Completed

All ABC licensed establishments are subject to inspection by ABC agents. These inspections are overt; the agent will inspect the premises for compliance with regulatory requirements, meet with the owner or manager to review business receipts and purchasing records, review previously submitted MBARs and answer any questions business employees may have about ABC laws and requirements.

2021 LICENSE INSPECTIONS - BY REGION AND QUARTER							
REGION	2021	2021	2021	2022	TOTALS	TOTAL LICENSES**	% LICENSES INSPECTED
	2Q	3Q	4Q	1Q			
1 - Roanoke	234	476	385	196	1095	2052	53%
2 - Lynchburg	217	339	276	143	832	1218	68%
3 - Staunton	347	287	155	221	789	1219	20%
4 - Alexandria	737	806	557	517	2100	3992	53%
5 - Fredericksburg	109	299	213	106	621	1101	56%
6 - Richmond	266	581	810	269	1657	2482	67%
7 - Hampton	334	418	281	232	1033	1484	70%
8 - Chesapeake	396	303	578	257	1277	2248	57%
9 - Charlottesville	142	237	328	105	707	983	72%
Compliance	133	144	331	25	608	2150	28%
TOTALS	2915	3890	3914	2071	10719	18929	57%

**Records system only allows for a snapshot of the total license count. Total licenses do not include 1941 out-of-state licenses. License totals include Wine & Beer Off Premise Licensees which are only inspected every two years, thus the percentage of licensees inspected is not expected to be 100% for a one-year cycle.

Observations Completed

Agents also conduct unannounced, covert, plain-clothes observations of ABC establishments to ensure licensees are following all ABC laws and regulations. Many of these observations are follow-up investigations initiated by citizen complaints.

2021 - 2022 OBSERVATIONS COMPLETED					
REGION	2021 2Q	2021 3Q	2021 4Q	2022 1Q	TOTALS
1 - Roanoke	0	0	6	0	6
2 - Lynchburg	0	0	5	0	5
3 - Staunton	13	10	10	4	37
4 - Alexandria	5	0	4	1	10
5 - Fredericksburg	29	12	9	11	61
6 - Richmond	9	66	1	6	82
7 - Hampton	3	0	0	6	9
8 - Chesapeake	2	16	1	5	24
9 - Charlottesville	2	4	4	2	12
Compliance	2	4	0	1	7
TOTALS	65	112	40	36	253

Underage Buyer Totals

The Underage Buyer (UAB) program is an ongoing effort by Virginia ABC to visit alcohol and tobacco retailers throughout the Commonwealth to verify compliance with the state age requirements which are 21 for tobacco and 21 for alcohol sales. Special Agents accompany underage operatives during attempts to purchase cigarettes or alcohol at grocery stores, convenience stores, restaurants, and other businesses, including Virginia ABC stores.

Underage Buyer Program Checks – Alcohol

UAB ALCOHOL CHECKS COMPLETED - CY 2022						
REGION	1Q Totals			2022 Totals		
	# Checks Made	# Sales Made	Compliance Rate	# Checks Made	# Sales Made	Compliance Rate
Region 1 - ROANOKE	0	0	0%	0	0	0%
Region 2 - LYNCHBURG	0	0	0%	0	0	0%
Region 3 - STAUNTON	0	0	0%	0	0	0%
Region 4 - ALEXANDRIA	0	0	0%	0	0	0%
Region 5 - FREDERICKSBURG	0	0	0%	0	0	0%
Region 6 - RICHMOND	0	0	0%	0	0	0%
Region 7 - HAMPTON	0	0	0%	0	0	0%
Region 8 - CHESAPEAKE	0	0	0%	0	0	0%
Region 9 - CHARLOTTESVILLE	0	0	0%	0	0	0%
Compliance	0	0	0%	0	0	0%
Total	0	0	0%	0	0	0%

Underage Buyer Program Checks – Tobacco

UAB TOBACCO CHECKS COMPLETED - 1Q - 2022			
REGION	# Checks Made	# Sales Made	Compliance Rate
Region 1 - ROANOKE	0	0	0%
Region 2 - LYNCHBURG	0	0	0%
Region 3 - STAUNTON	0	0	0%
Region 4 - ALEXANDRIA	0	0	0%
Region 5 - FREDERICKSBURG	0	0	0%
Region 6 - RICHMOND	0	0	0%
Region 7 - HAMPTON	0	0	0%
Region 8 - CHESAPEAKE	0	0	0%
Region 9 - CHARLOTTESVILLE	0	0	0%
Compliance	0	0	0%
Total	0	0	0%

Training

Virginia ABC Enforcement is committed to continuously improving the knowledge base and understanding of our Agents, our fellow law enforcement agencies, our licensees, and the community. To this end, this quarter agents presented over 848 hours of training to law enforcement, licensees, and the general public. There were over 939 hours of training received by ABC agents. These agents also attended over 807 hours of community outreach meetings.

TRAINING AND COMMUNITY INVOLVEMENT - 1Q 2022 (Hours)									
REGION	Meetings			Training Instructed			Training Received		Totals
	ABC Store	Licensee	Public/ Community	Law Enforcement	Licensee	Public	In-House	Outside	
REG1 - Roanoke	51.65	52.65	50.43	33.68	2.65	4.00	108.20	2.48	305.74
REG2 - Lynchburg	89.38	85.28	33.27	232.00	0.00	0.00	251.45	0.00	691.38
REG3 - Staunton	5.23	15.40	10.28	0.00	39.58	3.47	89.63	0.00	163.59
REG4 - Alexandria	16.68	45.50	3.70	0.75	34.27	0.00	147.47	3.48	251.85
REG5 - Fredericksburg	5.45	23.27	8.30	0.00	0.00	0.00	62.80	0.00	99.82
REG6 - Richmond	17.23	39.17	10.37	32.97	5.63	0.00	48.45	2.50	156.32
REG7 - Hampton	12.25	48.02	4.58	30.75	6.00	2.25	80.00	0.00	183.85
REG8 - Chesapeake	3.23	37.17	3.72	0.00	12.30	0.00	61.03	0.00	117.45
REG9 - Charlottesville	22.98	42.42	8.67	327.42	0.00	16.00	50.93	0.00	468.42
Compliance Office	0.00	50.30	10.47	11.48	0.00	2.00	30.45	1.00	105.70
Training Office	0.00	0.00	0.00	51.18	0.00	0.00	0.00	0.00	51.18
Totals	224.08	439.18	143.79	720.23	100.43	27.72	930.41	9.46	2595.30
			807.05			848.38		939.87	

Accreditation

Virginia ABC Enforcement is a State Accredited Law Enforcement Agency. Re-accreditation for VA ABC was accomplished on January 9th, 2021. A 2nd reaccreditation Term began on November 1, 2019 and will end on January 31st, 2023. There are a total of 190 standards that have to be met with numerous proofs required for each standard. All 190 standards have completed proofs.

ACCREDITATION ACTIVITIES			
Mandated Activities	Required	In progress	Completed
Quarterly			
Regional Change Funds	11	0	11
Asset Forfeiture Funds	11	0	11
Evidence Room Inspection	19	0	19
Employee Benefit Fund	1	0	1
Semi-Annual/Term			
Vehicle/Equipment	157	157	0
Unannounced Evidence Inspections	19	19	0
Annual Evidence Audits	10	10	0
Yearly			
Standards	190	70	120
Proofs	606	200	406